

Bills have carefully examined and compared

H. B. No. 63, A bill to be entitled "An Act for the collection of inheritance taxes and empowering the Comptroller with authority to appoint suitable persons for that purpose, and providing for their compensation; repealing all laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, June 4, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 60, A bill to be entitled "An Act amending Article 7542 as amended by the Acts of 1897, defining the duties of the tax assessor and his deputies, prescribing an oath to be administered to the taxpayers and those who render property for taxation, and providing a penalty for failure to comply with the requirements of this act,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, June 4, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 57, A bill to be entitled "An Act extending for a period of five (5) years from the passage of this act all permits to prospect for oil and gas heretofore issued on State submerged lands, islands, bays, marshes, river bed channels and lakes, and providing that all permits hereafter issued shall be for a period of five (5) years; and providing that such permit shall be extended on the condition that the owner shall pay to the State annually in advance during the life of the permit the required sum or sums of money now provided by law, and that the owner of the permit shall drill, at the discretion of the Commissioner of the General Land Office, such offset well or wells as may be necessary to protect the State's in-

terest in the area included in the permit."

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, June 4, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 61, A bill to be entitled "An Act to amend Article 7547 of the Acts of the Revised Civil Statutes as amended by the Acts of 1909, page 373, prescribing the duties of the owner or agent of property subject to taxation under the laws of this State and requiring such person to render property for taxation, and providing a penalty for failure to comply with the provisions of this act,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

FOURTEENTH DAY.

(Wednesday, June 6, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Culp.
Amsler.	Davenport.
Arnold.	Davis.
Avis.	DeBerry.
Baker of Milam.	Dinkle.
Barker.	Dodd.
Barrett.	Downs.
Beasley.	Driggers.
Bell.	Duffey.
Bird.	Dunlap.
Blount.	Durham.
Bonham.	Edwards.
Burmeister.	Faubion.
Cable.	Fields.
Carpenter	Finlay.
of Dallas.	Frnka.
Carpenter	Fugler.
of Matagorda.	Green.
Carson.	Hardin
Carter of Coke.	of Kaufman.
Carter of Hays.	Harris.
Chitwood.	Henderson
Coffee.	of Marion.
Covey.	Henderson
Cowen.	of McLennan.
Crawford.	Hendricks.

Howeth.	Quinn.
Hughes.	Rice.
Irwin.	Rogers.
Jennings.	Russell
Johnson.	of Callahan.
Lackey.	Sanford.
Laird.	Satterwhite.
Lane.	Shearer.
LeMaster.	Shires.
LeStourgeon.	Simpson.
Loftin.	Smith.
Looney.	Sparkman.
McBride.	Stell.
McFarlane.	Stevens.
McNatt.	Stewart
Martin.	of Edwards.
Mathes.	Stewart
Maxwell.	of Galveston.
Melson.	Stewart of Jasper.
Merritt.	Stewart of Reeves.
Miller.	Stiernberg.
Moore.	Storey.
Morgan	Stroder.
of Robertson.	Teer.
Pate.	Thompson.
Patman.	Thrasher.
Patterson.	Turner.
Perdue.	Vaughan.
Pinkston.	Wallace.
Pool.	Wells.
Pope.	Westbrook.
Potter.	Wessels.
Price.	Williamson.
Purl.	Young.
Quaid.	

Absent.

Baker of Orange.	Kemble.
Baldwin.	Lewis.
Bobbitt.	McDaniel.
Collins.	McDonald.
Dielmann.	McKean.
Dunn.	Montgomery.
Gipson.	Morgan
Greer.	of Liberty.
Hardin of Erath.	Robinson.
Houston.	Rowland.
Hull.	Russell of Trinity.
Jacks.	Strickland.
Jones.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmons.
Lusk.	Wilson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted

leaves of absence on account of important business:

Mr. Harrington for last Monday, Tuesday and today, on motion of Mr. Barker.

Mr. Wilson for today, on motion of Mr. Bell.

Mr. Frnka for yesterday, on motion of Mr. Patman.

Mrs. Wilmons for today, on motion of Mr. Rogers.

Mr. Bryant for today, on motion of Mr. Howeth.

Mr. Sweet for today, on motion of Mr. Barker.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Burmeister:

H. B. No. 91, A bill to be entitled "An Act amending Article 7355, Revised Civil Statutes of the State of Texas of 1911, as amended, by adding thereto a new subdivision numbered 41, levying an occupation tax upon and against physicians, bacteriologists, chiropodists, oculists, dentists, attorneys and counsellors at law, civil engineers, consulting engineers, structural engineers, fire insurance agents, life insurance agents, real estate agents, auditors, certified public accountants, automobile dealers, automobile salesmen, undertaking establishments, bond brokers, wholesale grain dealers, proprietors of electrical establishments, proprietors of plumbing establishments, and by adding a new article known as Article 7355a, providing for a penalty, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Bonham:

H. B. No. 92, A bill to be entitled "An Act requiring county tax assessors to search all records in their respective counties and compile therefrom a list of all promissory notes, stocks, bonds, etc., and all other written evidences of indebtedness shown by such records to exist, which said list shall show the names of persons liable on such notes, stocks, bonds, etc., and the names of the respective owners thereof; providing that said list shall constitute a portion of the tax rolls of the county. and

requiring that all such notes, stocks, bonds, etc., shall be rendered for taxation by the respective owners thereof upon a sworn valuation, or rendered by the tax assessor at face value; making it the further duty of each tax assessor of the State to notify other tax assessors of the State of persons residing in their respective counties who own notes, stocks, bonds, etc., secured by real estate, in his own county; making failure to comply with the provisions of this act a misdemeanor, providing punishment for the conviction thereof, and making it the duty of the county clerks of the counties of the State to assist the tax assessors in compiling said list of notes, etc., by preparing a similar list from instruments recorded by them at the time of recordation, and placing the same in the hands of the tax assessor, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

BILL ORDERED NOT PRINTED.

On motion of Mr. Smith, Senate bill No. 10 was ordered not printed.

COMMUNICATION FROM FORMER STUDENTS OF AGRICULTURAL AND MECHANICAL COLLEGE.

On motion of Mr. Burmeister, the following communication was ordered printed in the Journal:

College Station, Texas, June 5, 1923.

The Honorable Speaker of the House of Representatives and the Members thereof, Austin, Texas:

By unanimous vote in annual meeting the association of former students of the Agricultural and Mechanical College of Texas have decided to transmit this message to you. We have returned to our college for reunion and a study of the institution, its needs and problems. It has been an inspiring sight to us who are a part of the great body of fifteen thousand former students to see nearly two thousand Texas boys in action at this commencement, one hundred and sixty-two of whom are graduating. The seven honor students being recommended to be admitted to the regular army with only physical examination, and one hundred and two of said graduates have been commissioned as reserve officers in the United States army. Such facts indicate that our institution is

maintaining its military record, it being true that the Agricultural and Mechanical College of Texas gave a larger proportion of its former students to the service of the army and navy in the World War than any other educational institution in the nation. It has been a wonderful inspiring realization that Texas has established such a wonderful training institution that turns out useful, rugged, patriotic and God fearing citizens of the type to enter the industrial and agricultural life of our State, realizing the greatness of our institution, its splendid administration and pronounced success, and also being aware that the appropriation heretofore made by your body is absolutely necessary as a minimum financial program for the next two years, we respectfully and earnestly request your honorable body to re-enact such appropriation without reduction. We are not unmindful of what you have done for our college in the past and the great necessity for the most careful consideration of appropriations by you and the many calls from different institutions and departments of this State. We assure you that our attitude is one of co-operation. We know that you are performing your duties as public servants to the best of your ability and that whatever course you adopt in such matters will be in keeping with what you think is best for our beloved State.

Respectfully,

The Association of Former Students of the Agricultural and Mechanical College of Texas, by Marion S. Church, President; W. B. Cook, Secretary.

COMMUNICATION FROM FARM-LABOR UNION OF AMERICA.

On motion of Mr. Dodd, by unanimous consent, the following communication was ordered printed in the Journal:

Austin, Texas, June 4, 1923.

Hon. R. E. Seagler, Speaker, and Members of the House of Representatives, Thirty-eighth Legislature of Texas, Austin, Texas.

My Dear Sirs: In behalf of the farmers, who I have the honor to represent, I wish to express my profound appreciation of the faithful consideration you and the members of the House have given the tax and appropriation measures advocated by the Farm-Labor Union of America.

Our aim is to stand on the rock foundation of eternal justice. We are striving to better the deplorable economic conditions of the farmers and the present inadequate educational system through which they must school their children.

Inasmuch as the House has supported most of the measures we advocate, it is evident that it is in sympathy with us and in accord with our views. Therefore, from the depth of my soul, I wish to command you and your colleagues for your stand on the inheritance tax, gross production tax and the support of the public schools, and admonish you to stand pat on your record to date, because your fight is my fight, and our fight is a righteous fight pitched on the battlefield of justice. The truth must eventually prevail.

You are at liberty to cause this letter to be printed in the House Journal if you so desire.

Yours for the common people,
R. L. ROBINSON,
Legislative Committee, Farm-Labor
Union of America.

PROVIDING FOR ADDRESS BY HON. PAT HARRISON.

Mr. Potter offered the following resolution:

H. C. R. No. 13, Providing for address by Hon. Pat Harrison:

Whereas, The Hon. Pat Harrison, United States Senator from Mississippi, is at present sojourning in the State of Texas, and is expected to be in Austin within the next few days; and

Whereas, Senator Harrison is one of the South's most distinguished citizens; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That Senator Harrison be invited to address the House and Senate in joint assembly some time during his visit, and that the Chief Clerk be instructed to communicate with him by wire and ascertain what time would suit his convenience.

The resolution was read second time and was adopted.

RELATING TO ADJOURNMENT SINE DIE.

Mr. Quaid offered the following resolution:

H. C. R. No. 12, Relating to adjournment sine die:

Resolved by the House of Representatives, the Senate concurring, That the Third Called Session of the Thirty-eighth Legislature adjourn sine die June 11, 1923, at 11 o'clock p. m.

Signed—Quaid, Teer.

The resolution was read second time.

On motion of Mr. Quaid, the resolution was laid on the table subject to call.

RELATING TO INVESTIGATING TEXT BOOK CONTRACTS.

Mr. Price offered the following resolution:

Whereas, In the last Special Session of the Thirty-eighth Legislature the committee appointed to investigate the text book contracts entered into in December, 1922, were empowered by resolution of the House and Senate to employ a special attorney to defend State officials against suits brought against them to enforce the carrying out of said contracts; and

Whereas, The American Book Company has entered suit in the Supreme Court to mandamus the State Superintendent, S. M. N. Marrs, to send out to trustees and local officials blank requisitions and reports; and

Whereas, On the solicitation of the text book committee the Hon. Charles L. Black, an attorney of Austin, has agreed to assist in defending said State officials without compensation and without any expense to the State, and the Attorney General of the State has agreed to defend the said S. M. N. Marrs, and has further stated that he welcomes the assistance of the Hon. Charles L. Black in the defense of said suit; therefore, be it

Resolved by the House of Representatives of the State of Texas, That it do extend to the Hon. Charles L. Black the thanks of said body for his unselfish and patriotic willingness to render this service for his State; and

Resolved further, That the Chief Clerk of the House of Representatives be instructed to forward a copy of this resolution to Mr. Black.

Signed—Price, Henderson of Marion.

The resolution was read second time.

On motion of Mr. Pope, further consideration of the resolution was postponed until 10 o'clock a. m. tomorrow.

HOUSE BILL NO. 35 WITH SENATE AMENDMENTS.

Mr. Price called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 35, A bill to be entitled "An Act to amend House bill No. 17, passed at the Regular Session of the Thirty-eighth Legislature of Texas and approved by the Governor January 13, 1923, the act amended being an act requiring the Board of Water Engineers and the State Reclamation Engineer in conformity to the statute determining their powers and duties to make and cause to be made and report to the Governor an adequate topographic and hydrographic survey of the stream watersheds of the State, to the end that flood control, water conservation and economic utilization in reclamation development may be made practicable, advancing all such work as found feasible in accordance with the relative importance to the public welfare; directing the order in which said surveys and reports shall be made; providing for an appropriation to carry out the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Price moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

HOUSE BILL NO. 77 WITH SENATE AMENDMENTS.

Mr. Quaid called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 77, A bill to be entitled "An Act making appropriations to pay salaries of judges and the support of the Judicial Department of the State government for the two years beginning September 1, 1923, and ending August 31, 1925."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Quaid moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

SENATE BILL NO. 6 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 6, A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1923, and ending August 31, 1925, as follows, to wit: Confederate Woman's Home; State Confederate Home; State Lunatic Asylum; State Pasteur Institute; Southwestern Insane Asylum; North Texas Hospital for the Insane; East Texas Hospital for the Insane; State Epileptic Colony; State Orphans' Home; State Institution for Training Juveniles; Girls' Training School; State Colony for Feeble-Minded; State Tuberculosis Sanatorium; Hospital for Crippled Children; Deaf, Dumb and Blind Institute for Colored Youths; Northwest Texas Insane Asylum; State Home for Dependent and Neglected Children, and declaring an emergency."

The bill was read second time.

Mr. Quaid offered House bill No. 76 as printed and laid on the desks of the members as an amendment to the bill.

Mr. Satterwhite moved that the House consider the amendment department by department.

Mr. Davenport moved to table the motion.

The motion to table was lost.

Mr. Carpenter of Dallas moved that all members be allowed to have proposed amendments to the amendment printed in the Journal.

Mr. Satterwhite raised a point of order on consideration of the motion by Mr. Carpenter of Dallas on the ground that it is not germane to the motion by him.

The Speaker sustained the point of order.

Mr. Laird raised a point of order on consideration of the motion by Mr. Satterwhite on the ground that it proposes to suspend the rules of the House.

The Speaker overruled the point of order.

Mr. Davenport raised a point of order on consideration of the motion by Mr. Satterwhite on the ground that it proposes to suspend the House rules.

The Speaker overruled the point of order.

Question then recurring on the motion by Mr. Satterwhite, it prevailed.

Mr. Pope offered the following amendment to the section of the bill relating to the Confederate Woman's Home:

Amend House bill No. 76 by cutting out all appropriations for all automobiles and trucks, wagons, hacks and harness in the entire bill.

Mr. Quaid raised a point of order on consideration of the amendment on the ground that it proposes to amend the entire bill.

The Speaker sustained the point of order.

Mr. Pope offered the following amendment to the bill:

Amend House bill No. 76, page 2, by striking out line 23.

Question recurring on the amendment, yeas and nays were demanded.

The roll call developed the fact that there was not a quorum present.

Mr. Burmeister moved a call of the House for the purpose of securing a quorum, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Burmeister, the Sergeant-at-Arms was instructed to bring in all absentees within the city.

The roll was called and a quorum was announced present.

Mr. Burmeister moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today.

Mr. Rice moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today.

The motion of Mr. Rice prevailed.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Question again recurring on the amendment by Mr. Pope, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—22.

Abney.	Looney.
Arnold.	Maxwell.
Davenport.	Merritt.
Davis.	Patman.
DeBerry.	Pope.
Dodd.	Simpson.
Downs.	Stewart
Finlay.	of Edwards.
Henderson	Thompson.
of McLennan.	Vaughan.
Hughes.	Westbrook.
Laird.	Wessels.

Nays—79.

Amsler.	Jennings.
Baker of Milam.	Johnson.
Baldwin.	Lackey.
Barker.	Lane.
Barrett.	LeMaster.
Beasley.	LeSturgeon.
Bell.	McBride.
Bird.	McFarlane.
Blount.	McNatt.
Bonham.	Martin.
Burmeister.	Mathes.
Cable.	Miller.
Carpenter	Morgan
of Dallas.	of Robertson.
Carpenter	Pate.
of Matagorda.	Patterson.
Carson.	Perdue.
Carter of Coke.	Pinkston.
Carter of Hays.	Pool.
Chitwood.	Potter.
Coffee.	Purl.
Covey.	Quaid.
Crawford.	Rice.
Culp.	Rogers.
Dielmann.	Sanford.
Dinkle.	Satterwhite.
Driggers.	Shearer.
Dunlap.	Shires.
Durham.	Smith.
Edwards.	Sparkman.
Faubion.	Stevens.
Fields.	Stewart
Frnka.	of Galveston.
Fugler.	Stewart of Jasper.
Green.	Stewart of Reeves.
Hardin	Stiernberg.
of Kaufman.	Storey.
Harris.	Stroder.
Henderson	Thrasher.
of Marion.	Turner.
Hendricks.	Wallace.
Howeth.	Williamson.
Irwin.	Young.

Present—Not Voting.

Mr. Speaker.	Duffey.
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Absent.

Avis.	Bobbitt.
Baker of Orange.	Collins.

Cowen.	Moore.
Dunn.	Morgan
Gipson.	of Liberty.
Greer.	Price.
Hardin of Erath.	Quinn.
Houston.	Robinson.
Hull.	Rowland.
Jacks.	Russell
Jones.	of Callahan.
Kemble.	Russell of Trinity.
Lewis.	Stell.
Loftin.	Strickland.
McDaniel.	Sweet.
McDonald.	Teer.
McKean.	Wells.
Melson.	Winfree.
Montgomery.	

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Wilman.
Lamb.	Wilson.
Lusk.	

Mr. Pope offered the following amendment to the section of the amendment relating to the State Confederate Home:

Amend House bill No. 76 by adding the word "six" after the word "janitors" in line 23, page 3, and change the figures "3900.00" in each column and insert in each column the figures "\$3600.00."

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—52.

Abney.	Johnson.
Amsler.	Lackey.
Arnold.	Laird.
Avis.	Lane.
Barker.	Looney.
Barrett.	McBride.
Bird.	Maxwell.
Bonham.	Merritt.
Cable.	Miller.
Carpenter	Patman.
of Matagorda.	Patterson.
Carter of Coke.	Pinkston.
Crawford.	Pope.
Davenport.	Rice.
Davis.	Rogers.
Dodd.	Shearer.
Downs.	Simpson.
Driggers.	Sparkman.
Duffey.	Stell.
Faubion.	Stevens.
Finlay.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart of Jasper.
Howeth.	Storey.
Hughes.	Stroder.

Thompson.	Wessels.
Turner.	Young.
Vaughan.	

Nays—53.

Baker of Milam.	Jennings.
Baldwin.	LeMaster.
Beasley.	LeSturgeon.
Bell.	McFarlane.
Blount.	McNatt.
Burmeister.	Martin.
Carpenter	Mathes.
of Dallas.	Morgan
Carson.	of Robertson.
Carter of Hays.	Pate.
Chitwood.	Perdue.
Coffee.	Pool.
Covey.	Potter.
Culp.	Price.
DeBerry.	Purl.
Dielmann.	Quaid.
Dinkle.	Sanford.
Dunlap.	Satterwhite.
Durham.	Shires.
Edwards.	Smith.
Fields.	Stewart
Frnka.	of Galveston.
Fugler.	Stewart of Reeves.
Green.	Stiernberg.
Hardin	Thrasher.
of Kaufman.	Wallace.
Harris.	Wells.
Hendricks.	Westbrook.
Irwin.	Williamson.

Present—Not Voting.

Mr. Speaker.	Henderson
	of Marion.

Absent.

Baker of Orange.	McDonald.
Bobbitt.	McKean.
Collins.	Melson.
Cowen.	Montgomery.
Dunn.	Moore.
Gipson.	Morgan
Greer.	of Liberty.
Hardin of Erath.	Quinn.
Houston.	Robinson.
Hull.	Rowland.
Jacks.	Russell
Jones.	of Callahan.
Kemble.	Russell of Trinity.
Lewis.	Strickland.
Loftin.	Teer.
McDaniel.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilman.
Lusk.	Wilson.

Mr. Pope offered the following amendment to this section of the amendment:

Amend House bill No. 76 by striking out line 38, page 1.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—37.

Abney.	Looney.
Arnold.	McBride.
Avis.	Mathes.
Baker of Milam.	Maxwell.
Barker.	Patman.
Bonham.	Patterson.
Carpenter	Pope.
of Matagorda.	Rogers.
Crawford.	Shearer.
Davis.	Simpson.
Dodd.	Stell.
Downs.	Stevens.
Duffey.	Stewart
Fields.	of Edwards.
Finlay.	Thompson.
Henderson	Turner.
of McLennan.	Vaughan.
Hendricks.	Wessels.
Hughes.	Young.
Laird.	

Nays—66.

Amsler.	Johnson.
Baldwin.	Lackey.
Barrett.	Lane.
Beasley.	LeMaster.
Bell.	LeSturgeon.
Bird.	McNatt.
Blount.	Martin.
Burmeister.	Merritt.
Cable.	Miller.
Carpenter	Morgan
of Dallas.	of Robertson.
Carson.	Pate.
Carter of Coke.	Perdue.
Carter of Hays.	Pinkston.
Chitwood.	Pool.
Coffee.	Potter.
Covey.	Purl.
Culp.	Quaid.
Davenport.	Rice.
DeBerry.	Sanford.
Dielmann.	Satterwhite.
Dinkle.	Shires.
Driggers.	Smith.
Dunlap.	Sparkman.
Durham.	Stewart
Edwards.	of Galveston.
Faubion.	Stewart of Jasper.
Frnka.	Stewart of Reeves.
Fugler.	Stiernberg.
Green.	Storey.
Hardin	Stroder.
of Kaufman.	Thrasher.
Henderson	Wallace.
of Marion.	Wells.
Howeth.	Westbrook.
Irwin.	Williamson.
Jennings.	

Present—Not Voting.

Mr. Speaker.

Price.

Absent.

Baker of Orange.	McDonald.
Bobbitt.	McFarlane.
Collins.	McKean.
Cowen.	Melson.
Dunn.	Montgomery.
Gipson.	Moore.
Greer.	Morgan
Hardin of Erath.	of Liberty.
Harris.	Quinn.
Houston.	Robinson.
Hull.	Rowland.
Jacka.	Russell
Jones.	of Callahan.
Kemble.	Russell of Trinity.
Lewis.	Strickland.
Loftin.	Teer.
McDaniel.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilman.
Lusk.	Wilson.

Mr. Henderson of McLennan offered the following amendment to this section of the amendment:

Amend House bill No. 76, page 3, line 7, by striking out "apothecary" and "\$900.00" in each column of line 7.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—21.

Abney.	Laird.
Avis.	Maxwell.
Barker.	Pope.
Cable.	Purl.
Crawford.	Quinn.
Davenport.	Simpson.
Davis.	Stewart
Duffey.	of Edwards.
Finlay.	Thompson.
Henderson	Vaughan.
of McLennan.	Wessels.
Hughes.	

Nays—80.

Amsler.	Bonham.
Arnold.	Burmeister.
Baker of Milam.	Carpenter
Barrett.	of Dallas.
Beasley.	Carpenter
Bell.	of Matagorda.
Bird.	Carson.
Blount.	Carter of Coke.

Carter of Hays.	McNatt.
Chitwood.	Martin.
Coffee.	Mathes.
Covey.	Merritt.
Culp.	Miller.
DeBerry.	Pate.
Dielmann.	Patterson.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Pool.
Dunlap.	Potter.
Durham.	Quaid.
Edwards.	Rice.
Faubion.	Sanford.
Fields.	Satterwhite.
Frnka.	Shearer.
Fugler.	Shires.
Green.	Smith.
Hardin	Sparkman.
of Kaufman.	Stell.
Harrington.	Stevens.
Henderson	Stewart
of Marion.	of Galveston.
Hendricks.	Stewart of Jasper.
Howeth.	Stewart of Reeves.
Irwin.	Stiernberg.
Jennings.	Storey.
Johnson.	Stroder.
Lackey.	Thrasher.
Lane.	Turner.
LeMaster.	Wallace.
LeSturgeon.	Wells.
Looney.	Westbrook.
McBride.	Williamson.
McFarlane.	Young.

Present—Not Voting.

Patman.

Absent.

Baker of Orange.	McDonald.
Baldwin.	McKean.
Bobbitt.	Melson.
Collins.	Montgomery.
Cowen.	Moore.
Driggers.	Morgan
Dunn.	of Liberty.
Gipson.	Morgan
Greer.	of Robertson.
Hardin of Erath.	Price.
Harris.	Robinson.
Houston.	Rogers.
Hull.	Rowland.
Jacks.	Russell
Jones.	of Callahan.
Kemble.	Russell of Trinity.
Lewis.	Strickland.
Loftin.	Teer.
McDaniel.	Winfree.

Absent—Excused.

Atkinson.	Sackett.
Bryant.	Sweet.
Lamb.	Wilmons.
Lusk.	Wilson.
Merriman.	

Mr. McFarlane moved the previous question on the bill and the motion was not seconded.

CONFERENCE COMMITTEES APPOINTED.

The Speaker announced the appointment of the following Conference Committee on the part of the House on House bill No. 77:

Messrs. Potter, Wallace, Abney, LeSturgeon and Thrasher.

The Speaker announced the appointment of the following Conference Committee on the part of the House on House bill No. 35:

Messrs. Price, Bonham, Melson, Stewart of Reeves and Maxwell.

COMMUNICATION FROM F. TORREBLANCO.

The following communication was ordered printed in the Journal:

Presidencia de la Republica,
Correspondencia del Secretario Particular,

Palacio Nacional, abril 4 de 1923.

Senor C. L. Phinney, Oficial Mayor de la Camara de Diputados del Estado de Texas, Austin, Texas, EUA.

Estimado Senor: Fue en poder del senor Presidente de la Republica la atenta carta de usted, fechada, el 8 de febrero proximo-pasado, con la que se sirvio adjuntar copia de la resolucion que la Legislatura de ese Estado aprobo en favor del reconocimiento del Gobierno de Mexico por el de la Casa-Blanca.

El propio Primer Magistrado me encarga dar a usted las gracias por su deferencia, lo que hago con gusto,—y sin otro particular, quedo suyo atento y seguro servidor.

F. TORREBLANCO.

TESTIMONY RELATING TO HOME BUILDERS ASSOCIATION.

Mr. Purl moved that the testimony relating to Home Builders Association be printed as a supplement to the House Journal.

Mr. Jennings moved to have the report approved by the committee appointed to investigate the Home Builders Association before being printed in the Journal.

Question first recurring on the motion by Mr. Jennings, it prevailed.

Question then recurring on the motion by Mr. Purl, it prevailed.

RECESS.

On motion of Mr. Simpson, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

BILLS RE-REFERRED.

On motion of Mr. Stewart of Edwards, House bill No. 90 was withdrawn from the Committee on Revenue and Taxation and referred to the Judiciary Committee.

On motion of Mr. Burmeister, House bill No. 91 was withdrawn from the Committee on Revenue and Taxation and referred to the Judiciary Committee.

SENATE BILL NO. 6 ON PASSAGE TO THIRD READING.

The House resumed consideration of pending business, same being Senate bill No. 6, making certain appropriations for the eleemosynary institutions, on its passage to third reading.

Mr. Pope offered the following amendment to the section of the amendment relating to the State Lunatic Asylum:

Amend House bill No. 76 by adding at the end of line 25, page 4, the following: "To be hereafter called Texas State Hospital."

Mr. Burmeister raised a point of order on consideration of the amendment on the ground that it seeks to change an existing law.

The Speaker overruled the point of order.

Mr. Shires moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—42.

Amsler.	Durham.
Baker of Milam.	Edwards.
Barrett.	Hardin of Erath.
Beasley.	Hardin
Bell.	of Kaufman.
Blount.	Henderson
Burmeister.	of Marion.
Carson.	Hendricks.
Chitwood.	Jennings.
Davenport.	Kemble.
Dinkle.	LeMaster.
Duffey.	McBride.
Dunlap.	McNatt.
Dunn.	Martin.

Mathes.
Moore.
Pate.
Patterson.
Pool.
Quaid.
Sanford.
Satterwhite.

Shires.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Thrasher.
Turner.
Wells.
Young.

Nays—58.

Abney.
Arnold.
Avis.
Baldwin.
Barker.
Bonham.
Cable.
Carpenter
of Dallas.
Carpenter
of Matagorda.
Carter of Coke.
Covey.
Crawford.
Culp.
Davis.
DeBerry.
Dodd.
Downs.
Driggers.
Faubion.
Fields.
Green.
Greer.
Harris.
Howeth.
Hughes.
Lackey.
Laird.
Lane.
LeSturgeon.
Looney.
Maxwell.

Melson.
Merritt.
Miller.
Morgan
of Robertson.
Patman.
Perdue.
Pinkston.
Pope.
Price.
Purl.
Quinn.
Rice.
Rogers.
Russell
of Callahan.
Shearer.
Simpson.
Smith.
Stell.
Stevens.
Stewart
of Edwards.
Stewart
of Galveston.
Storey.
Stroder.
Thompson.
Vaughan.
Wallace.
Wessels.
Williamson.

Present—Not Voting.

Mr. Speaker. Irwin.
Carter of Hays.

Absent.

Baker of Orange.	Johnson.
Bird.	Jones.
Bobbitt.	Lewis.
Coffee.	Loftin.
Collins.	McDaniel.
Cowen.	McDonald.
Dielmann.	McFarlane.
Finlay.	McKean.
Frnka.	Montgomery.
Fugler.	Morgan
Gipson.	of Liberty.
Henderson	Potter.
of McLennan.	Robinson.
Houston.	Rowland.
Hull.	Russell of Trinity.
Jacks.	Sparkman.

Strickland.
Teer.

Westbrook.
Winfree.

Absent—Excused.

Atkinson.
Bryant.
Harrington.
Lamb.
Lusk.

Merriman.
Sackett.
Sweet.
Wilmans.
Wilson.

Question recurring on the amendment,
yeas and nays were demanded.

The amendment was adopted by the
following vote:

Yeas—64.

Abney.
Arnold.
Avis.
Baldwin.
Barker.
Barrett.
Bonham.
Cable.
Carpenter
of Dallas.
Carpenter
of Matagorda.
Carter of Coke.
Covey.
Crawford.
Culp.
Davis.
DeBerry.
Dielmann.
Dodd.
Downs.
Driggers.
Faubion.
Fields.
Green.
Henderson
of Marion.
Howeth.
Hughes.
Lackey.
Laird.
Lane.
LeSturgeon.
Looney.
McBride.

Maxwell.
Melson.
Merritt.
Miller.
Morgan
of Liberty.
Pate.
Patman.
Perdue.
Pinkston.
Pool.
Pope.
Price.
Purl.
Quinn.
Rice.
Rogers.
Russell
of Callahan.
Shearer.
Simpson.
Smith.
Sparkman.
Stell.
Stevens.
Stewart
of Galveston.
Stewart of Jasper.
Storey.
Thompson.
Vaughan.
Wallace.
Westbrook.
Wessels.
Williamson.

Nays—39.

Amsler.
Baker of Milam.
Beasley.
Bell.
Blount.
Burmeister.
Carson.
Chitwood.
Davenport.
Dinkle.
Duffey.
Dunlap.

Dunn.
Durham.
Edwards.
Greer.
Hardin of Erath.
Hardin
of Kaufman.
Harris.
Hendricks.
Jennings.
Kemble.
LeMaster.

McNatt.
Martin.
Mathes.
Moore.
Patterson.
Quaid.
Sanford.
Satterwhite.

Shires.
Stewart of Reeves.
Stiernberg.
Stroder.
Thrasher.
Turner.
Wells.
Young.

Present—Not Voting.

Mr. Speaker.
Bird.

Carter of Hays.
Irwin.

Absent.

Baker of Orange.
Bobbitt.
Coffee.
Collins.
Cowen.
Finlay.
Frnka.
Fugler.
Gipson.
Henderson
of McLennan.
Houston.
Hull.
Jacks.
Johnson.
Jones.
Lewis.

Loftin.
McDaniel.
McDonald.
McFarlane.
McKean.
Montgomery.
Morgan
of Robertson.
Potter.
Robinson.
Rowland.
Russell of Trinity.
Stewart
of Edwards.
Strickland.
Teer.
Winfree.

Absent—Excused.

Atkinson.
Bryant.
Harrington.
Lamb.
Lusk.

Merriman.
Sackett.
Sweet.
Wilmans.
Wilson.

Reason for Vote.

I vote against the change of the name
of the asylum in the appropriation bill
for fear it will invalidate the appropria-
tion for that particular institution.

YOUNG.

Mr. Beasley offered the following
amendment to this section of the amend-
ment:

Amend amendment to Senate bill No.
6 by striking out line 5, page 5.

Signed—Beasley, Quaid.

The amendment was adopted.

Mr. Wessels offered the following
amendment to this section of the amend-
ment:

Amend the amendment, page 7, line
12, by striking out "\$20,000" and in-
serting "\$10,000" and by striking out
"\$30,000" in line 13 and inserting "\$15,-
000," and by striking out "\$100,000"
and "\$50,000" in line 17 and inserting
"\$50,000" and "\$25,000."

(Mr. Satterwhite in the chair.)

Mr. Rogers offered the following substitute for the amendment:

Amend the amendment by striking out all the words and figures including line 10, down to and including line 17, on page 7, and insert in lieu thereof the words "Annex Building, \$200,000 second year."

Question recurring on the substitute, it was lost.

Question then recurring on the amendment, it was lost.

Mr. Pope offered the following amendment to the section of the amendment relating to the Southwestern Insane Asylum:

Amend amendment to Senate bill No. 6 by adding at the end of line 9, page 8, the following: "to be hereafter called San Antonio State Hospital."

The amendment was adopted.

Mr. Pope offered the following amendment to the section of the amendment relating to the North Texas Hospital for the Insane:

Amend amendment to Senate bill No. 6 by adding at the end of line 33, page 10, the following: "to be hereafter called Terrell State Hospital."

The amendment was adopted.

Mr. Pope offered the following amendment to the section of the amendment relating to the Northwest Texas Hospital for the Insane:

Amend amendment to Senate bill No. 6 by adding at the end of line 20, page 13, the following: "to be hereafter called Rusk State Hospital."

The amendment was adopted.

Mr. Pope offered the following amendment to the section of the bill relating to the East Texas Hospital for the Insane:

Amend amendment to Senate bill No. 6 by adding at the end of line 6, page 16, the following: "to be hereafter called Wichita Falls State Hospital."

The amendment was adopted.

Mr. Pope offered the following amendment to the section of the amendment relating to the State's Orphan Home:

Amend amendment to Senate bill No. 6 by striking out line 34, page 22.

The amendment was lost.

Mr. Wessels offered the following amendment to the section of the amendment relating to the State Juvenile Training School:

Amend House bill No. 76, on page 24, line 26, by striking out all of said "\$1000."

The amendment was lost.

Mr. Pope offered the following amendment to this section of the amendment:

Amend amendment to Senate bill No. 6 by striking out line 25, page 24.

Mr. Carpenter of Dallas moved a call of the House for the purpose of maintaining a quorum pending consideration of Senate bill No. 6, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and a quorum was announced present.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—28.

Abney.	Laird.
Avis.	Looney.
Barker.	Maxwell.
Bonham.	Pope.
Cable.	Quinn.
Crawford.	Simpson.
Davenport.	Sparkman.
Davis.	Stell.
Dodd.	Stewart of Jasper.
Duffey.	Stroder.
Fields.	Thompson.
Finlay.	Vaughan.
Howeth.	Westbrook.
Hughes.	Wessels.

Nays—74.

Amsler.	Driggers.
Arnold.	Dunlap.
Baker of Milam.	Dunn.
Baldwin.	Durham.
Barrett.	Edwards.
Beasley.	Faubion.
Blount.	Frnka.
Burmeister.	Fugler.
Carpenter of Dallas.	Green.
Carpenter of Matagorda.	Hardin of Erath.
Carson.	Hardin of Kaufman.
Carter of Coke.	Harris.
Carter of Hays.	Henderson of Marion.
Chitwood.	Hendricks.
Covey.	Irwin.
Cowen.	Jennings.
Culp.	Kemble.
DeBerry.	Lackey.
Dielmann.	Lane.
Dinkle.	LeMaster.
Downs.	

LeStourgeon.	Sanford.
McBride.	Satterwhite.
McNatt.	Shearer.
Martin.	Shires.
Miller.	Smith.
Morgan	Stevens.
of Robertson.	Stewart
Pate.	of Edwards.
Patterson.	Stewart of Reeves.
Perdue.	Stiernberg.
Pool.	Storey.
Potter.	Teer.
Purl.	Thrasher.
Quaid.	Turner.
Rice.	Wallace.
Rogers.	Wells.
Russell	Williamson.
of Callahan.	Young.

Present—Not Voting.

Bird.	Patman.
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Absent.

Baker of Orange.	McKean.
Bell.	Mathes.
Bobbitt.	Melson.
Coffee.	Merritt.
Collins.	Montgomery.
Gipson.	Moore.
Henderson	Morgan
of McLennan.	of Liberty.
Houston.	Pinkston.
Hull.	Price.
Jacks.	Robinson.
Johnson.	Rowland.
Jones.	Russell of Trinity.
Lewis.	Stewart
Loftin.	of Galveston.
McDaniel.	Strickland.
McDonald.	Winfree.
McFarlane.	

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmans.
Lusk.	Wilson.

Mr. Pope offered the following amendment to the section of the amendment relating to State Colony for Feeble-Minded:

Amend amendment to Senate bill No. 6 by adding at the end of line 24, page 26, the following: "to be hereafter called Austin State Colony Hospital."

The amendment was adopted.

Mr. Wessels offered the following amendment to this section of the amendment:

Amend House bill No. 76, page 28, line 11, by striking out all on said line, "\$75,000," and place in lieu thereof "\$25,000."

On motion of Mr. Greer, the amendment was tabled.

Mr. Pope offered the following amendment to the section of the amendment relating to Deaf, Dumb and Blind Institute for Colored Youths:

Amend amendment to Senate bill No. 6 by striking out line 39, page 32.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—31.

Abney.	Lane.
Arnold.	LeMaster.
Barrett.	Loftin.
Bonham.	Looney.
Cable.	McBride.
Crawford.	Merritt.
Davis.	Pope.
Dodd.	Purl.
Driggers.	Quinn.
Duffey.	Sparkman.
Dunn.	Stevens.
Finlay.	Stewart
Greer.	of Edwards.
Henderson	Stroder.
of McLennan.	Thompson.
Howeth.	Wessels.
Laird.	

Nays—70.

Amsler.	Harris.
Baker of Milam.	Henderson
Baldwin.	of Marion.
Barker.	Hendricks.
Beasley.	Hughes.
Blount.	Irwin.
Burmeister.	Kemble.
Carpenter	Lackey.
of Dallas.	LeStourgeon.
Carpenter	McNatt.
of Matagorda.	Martin.
Carson.	Mathes.
Carter of Coke.	Maxwell.
Carter of Hays.	Miller.
Chitwood.	Moore.
Covey.	Morgan
Cowen.	of Robertson.
DeBerry.	Pate.
Dielmann.	Patterson.
Dinkle.	Perdue.
Dunlap.	Pinkston.
Durham.	Potter.
Edwards.	Quaid.
Faubion.	Rice.
Fields.	Rogers.
Frnka.	Russell
Fugler.	of Callahan.
Green.	Sanford.
Hardin of Erath.	Satterwhite.
Hardin	Shearer.
of Kaufman.	Shires.

Simpson.
Stewart
of Galveston.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Storey.
Teer.

Thrasher.
Turner.
Wallace.
Wells.
Westbrook.
Williamson.
Young.

Martin.
Mathes.
Maxwell.
Miller.
Perdue.
Pinkston.
Pool.
Pope.
Quinn.
Simpson.
Sparkman.

Stell.
Stevens.
Stewart
of Edwards.
Stewart
of Galveston.
Stroder.
Thompson.
Vaughan.
Westbrook.
Wessels.

Present—Not Voting.

Patman.

Absent.

Avis.
Baker of Orange.
Bell.
Bird.
Bobbitt.
Coffee.
Collins.
Culp.
Davenport.
Downs.
Gipson.
Houston.
Hull.
Jacks.
Jennings.
Johnson.
Jones.
Lewis.

McDaniel.
McDonald.
McFarlane.
McKear.
Melson.
Montgomery.
Morgan
of Liberty.
Pool.
Price.
Robinson.
Rowland.
Russell of Trinity.
Smith.
Stell.
Strickland.
Vaughan.
Winfree.

Absent—Excused.

Atkinson.
Bryant.
Harrington.
Lamb.
Lusk.

Merriman.
Sackett.
Sweet.
Wilman.
Wilson.

Mr. Pope offered the following amendment to this section of the amendment:
Amend amendment to Senate bill No. 6 by striking out line 24, page 33.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—52.

Abney.
Arnold.
Avis.
Barker.
Barrett.
Bird.
Bonham.
Cable.
Carpenter
of Matagorda.
Carson.
Carter of Coke.
Crawford.
Culp.
Davis.
Dodd.
Downs.

Driggers.
Duffey.
Faubion.
Finlay.
Frnka.
Henderson
of McLennan.
Hendricks.
Howeth.
Hughes.
Irwin.
Laird.
Lane.
LeMaster.
Loftin.
Looney.
McBride.

Nays—51.

Amaler.
Baker of Milam.
Baldwin.
Beasley.
Blount.
Burmeister.
Carpenter
of Dallas.
Carter of Hays.
Chitwood.
Covey.
Cowen.
DeBerry.
Dielmann.
Dinkle.
Dunlap.
Dunn.
Durham.
Edwards.
Fugler.
Green.
Greer.
Hardin of Erath.
Hardin
of Kaufman.
Harris.
Henderson
of Marion.
Jennings.

Kemble.
Lackey.
LeStourgeon.
McNatt.
Moore.
Morgan
of Robertson.
Patterson.
Potter.
Purl.
Quaid.
Rogers.
Russell
of Callahan.
Sanford.
Satterwhite.
Shires.
Smith.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Storey.
Thrasher.
Turner.
Wallace.
Wells.
Williamson.
Young.

Absent.

Baker of Orange.
Bell.
Bobbitt.
Coffee.
Collins.
Davenport.
Fields.
Gipson.
Houston.
Hull.
Jacks.
Johnson.
Jones.
Lewis.
McDaniel.
McDonald.
McFarlane.

McKear.
Melson.
Merritt.
Montgomery.
Morgan
of Liberty.
Pate.
Patman.
Price.
Rice.
Robinson.
Rowland.
Russell of Trinity.
Shearer.
Strickland.
Teer.
Winfree.

Absent—Excused.

Atkinson.
Bryant.
Harrington.

Lamb.
Lusk.
Merriman.

Sackett.
Sweet.

Wilmans.
Wilson.

Mr. Purl offered the following amendment to the section of the amendment relating to the Girls' Training School:

Amend amendment to Senate bill No. 6 by inserting between lines 20 and 21, page 26, the following:

"Provided, further, that under no circumstances shall any girl committed to this institution by any county judge, who is authorized to commit said girl, ever be paroled to any individual, corporation, organization, group of individuals, charitable organizations, religious and charitable organizations, person or persons, commercial institutions of any name whatsoever, unless the superintendent of the Girls' Training School shall have first secured the written consent of the county judge or his successors in office who committed the said girl to the Girls' Training School."

The amendment was adopted.

Mr. Rice offered the following amendment to the amendment:

Amend amendment to Senate bill No. 6 (House bill No. 76), page 7, line 31, by striking out the figures "3000" in each column and inserting in lieu thereof the figures "2500" in each column.

The amendment was adopted.

The amendment by Mr. Quaid as amended was then adopted.

Senate bill No. 6 was then passed to third reading.

SENATE BILL NO. 6 ON THIRD READING.

Mr. Quaid moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	Cable.
Abney.	Carpenter
Amsler.	of Dallas.
Arnold.	Carpenter
Baker of Milam.	of Matagorda.
Baldwin.	Carson.
Barker.	Carter of Coke.
Barrett.	Carter of Hays.
Beasley.	Chitwood.
Blount.	Covey.
Bonham.	Cowen.
Burmeister.	Crawford.

Culp.
Davenport.
Davis.
DeBerry.
Dielmann.
Dinkle.
Dodd.
Downs.
Driggers.
Dunlap.
Dunn.
Durham.
Edwards.
Faubion.
Fields.
Frnka.
Fugler.
Green.
Greer.
Hardin of Erath.
Hardin
of Kaufman.
Harris.
Henderson
of Marion.
Henderson
of McLennan.
Hendricks.
Howeth.
Hughes.
Irwin.
Jennings.
Kemble.
Lackey.
Lane.
LeMaster.
LeSturgeon.
Loftin.
Looney.
McBride.
McNatt.
Martin.
Mathes.
Merritt.
Miller.
Moore.

Morgan
of Robertson.
Pate.
Patman.
Patterson.
Perdue.
Pinkston.
Pool.
Potter.
Price.
Purl.
Quaid.
Quinn.
Rice.
Rogers.
Russell
of Callahan.
Sanford.
Satterwhite.
Shearer.
Shires.
Simpson.
Smith.
Sparkman.
Stell.
Stevens.
Stewart
of Edwards.
Stewart
of Galveston.
Stewart of Jasper.
Stewart of Reeves.
Stiernberg.
Storey.
Stroder.
Teer.
Thompson.
Thrasher.
Turner.
Vaughan.
Wallace.
Wells.
Westbrook.
Williamson.
Young.

Nays—5.

Avis.
Finlay.
Laird.

Pope.
Wessels.

Absent.

Baker of Orange.	McDaniel.
Bell.	McDonald.
Bird.	McFarlane.
Bobbitt.	McKean.
Coffee.	Maxwell.
Collins.	Melson.
Duffey.	Montgomery.
Gipson.	Morgan
Houston.	of Liberty.
Hull.	Robinson.
Jacks.	Rowland.
Johnson.	Russell of Trinity.
Jones.	Strickland.
Lewis.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmons.
Lusk.	Wilson.

The Speaker then laid Senate bill No. 6 before the House on its third reading and final passage.

The bill was read third time.

Question recurring on the final passage of the bill, yeas and nays were demanded.

Senate bill No. 6 was then finally passed by the following vote:

Yeas—97.

Mr. Speaker.	Henderson
Abney.	of Marion.
Amsler.	Hendricks.
Arnold.	Howeth.
Baker of Milam.	Hughes.
Baldwin.	Irwin.
Barrett.	Jennings.
Beasley.	Kemble.
Bell.	Lackey.
Bird.	Lane.
Blount.	LeStourgeon.
Bonham.	Loftin.
Cable.	McBride.
Carpenter	McNatt.
of Dallas.	Martin.
Carpenter	Mathes.
of Matagorda.	Merritt.
Carson.	Miller.
Carter of Coke.	Moore.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Cowen.	Patterson.
Crawford.	Perdue.
Culp.	Pinkston.
Davenport.	Pool.
Davis.	Potter.
DeBerry.	Price.
Dielmann.	Purl.
Dinkle.	Quaid.
Dodd.	Quinn.
Downs.	Rice.
Driggers.	Rogers.
Duffey.	Russell
Dunlap.	of Callahan.
Dunn.	Sanford.
Durham.	Satterwhite.
Edwards.	Shearer.
Faubion.	Shires.
Fields.	Simpson.
Frnka.	Smith.
Fugler.	Sparkman.
Green.	Stell.
Greer.	Stewart
Hardin of Erath.	of Edwards.
Hardin	Stewart
of Kaufman.	of Galveston.
Harris.	Stewart of Jasper.

Stewart of Reeves.	Turner.
Stiernberg.	Wallace.
Storey.	Wells.
Stroder.	Westbrook.
Teer.	Williamson.
Thrasher.	Young.

Nays—10.

Avis.	Looney.
Barker.	Maxwell.
Finlay.	Pope.
Henderson	Thompson.
of McLennan.	Vaughan.
Laird.	Wessels.

Present—Not Voting.

Patman.

Absent.

Baker of Orange.	McDonald.
Bobbitt.	McFarlane.
Burmeister.	McKean.
Coffee.	Melson.
Collins.	Montgomery.
Covey.	Morgan
Gipson.	of Liberty.
Houston.	Pate.
Hull.	Robinson.
Jacks.	Rowland.
Johnson.	Russell of Trinity.
Jones.	Stevens.
LeMaster.	Strickland.
Lewis.	Winfree.
McDaniel.	

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmons.
Lusk.	Wilson.

RELATING TO HOUSE BILL NO. 23.

Mr. Pope asked unanimous consent of the House to substitute a carbon copy for House bill No. 23, the original bill having been misplaced.

There was no objection offered.

SENATE BILL NO. 10 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 10, A bill to be entitled "An Act making an appropriation to pay certain miscellaneous claims against the State."

The bill was read second time.

Mr. Smith offered the following (committee) amendment to the bill:

Amend Senate bill No. 10 by including the following item at the end of

page 3 of the bill and to make the total correspond accordingly:

To pay W. F. Hendricks, special district judge of Swisher county, Sixty-fourth Judicial District, six days' salary, amount	\$ 65.75
Amend Senate bill No. 10, page 15, under the item "to pay H. L. Vaughn, occupation tax, \$150 instead of \$300.	
To pay Judge Carey M. Abney for five days' salary as special associate justice of the Supreme Court, amount.....	89.00
To pay R. E. Stalcup for three days' services as special district judge of Dallam county, Texas, amount.....	32.85
To pay R. L. Johnson for six days' services as special judge of the Seventy-seventh Judicial District of Texas, amount	76.70
To pay H. L. Yates for services as special judge in the Twenty-eighth Judicial District for seven days, amount.....	93.52
To pay W. L. Scott for services as special judge in the Eighty-ninth Judicial District, Wichita county, for ten days....	67.70
To pay J. B. Dooley for services as special district judge for Dallam county for three days	32.85
To pay C. O. Harris for services as special district judge in the Thirty-fifth Judicial District, Runnels county, for fourteen days	153.30
To pay Houston county ad valorem taxes due on land owned by the Prison System for the years 1918 to 1922, inclusive	4691.89
To refund S. E. McAshan Grain Company, of Houston, Texas, erroneous payment of franchise tax in 1922.....	18.00
To pay R. I. Goodall, who was sheriff of Kent county on or about the 18th of March, 1918, for fulfilling the requirements laid down in Governor Hobby's proclamation concerning a proposed reward for the capture and conviction of the murderer of Judge C. C.	

Higgins of Kent county, amount	500.00
To pay H. M. Kinard services as special district judge of Orange county	120.45
To pay F. P. Bowman services special district judge, Mills county	10.95

Mr. Smith offered the following amendments to the amendment:

Amend Senate bill No. 10 to pay the Clay County Citizens' Aid Association rebate on franchise tax, \$93.50.

Amend Senate bill No. 10, Keller Matthews, Young county, refund erroneous payment of taxes, \$11.77.

The amendments were severally adopted.

The (committee) amendment as amended was then adopted.

Mr. Wallace offered the following amendment to the bill:

Amend Senate bill No. 10 by striking out "5000 each year to pay Mexican War veterans' pensions."

The amendment was adopted.

Senate bill No. 10 was then passed to third reading.

(Speaker in the chair.)

SENATE BILL NO. 10 ON THIRD READING.

Mr. Smith moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 10 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Covey.
Amsler.	Cowen.
Arnold.	Crawford.
Avis.	Davenport.
Baldwin.	Davis.
Barker.	DeBerry.
Barrett.	Dielmann.
Beasley.	Dinkle.
Bell.	Dodd.
Bird.	Downs.
Bonham.	Driggers.
Burmeister.	Duffey.
Cable.	Dunlap.
Carpenter	Dunn.
of Dallas.	Durham.
Carpenter	Edwards.
of Matagorda.	Faubion.
Carson.	Fields.
Carter of Coke.	Finlay.
Carter of Hays.	Frnka.
Chitwood.	Fugler.

Green.	Price.
Greer.	Purl.
Hardin of Erath.	Quaid.
Hardin	Quinn.
of Kaufman.	Rice.
Harris.	Rogers.
Henderson	Russell
of Marion.	of Callahan.
Hendricks.	Sanford.
Howeth.	Satterwhite.
Hughes.	Shearer.
Kemble.	Shires.
Lackey.	Simpson.
Lane.	Sparkman.
LeMaster.	Stell.
LeStourgeon.	Stevens.
Loftin.	Stewart
Looney.	of Edwards.
McBride.	Stewart of Jasper.
McNatt.	Stewart of Reeves.
Martin.	Stiernberg.
Mathes.	Storey.
Maxwell.	Stroder.
Melson.	Teer.
Merritt.	Thompson.
Miller.	Thrasher.
Moore.	Turner.
Pate.	Vaughan.
Patman.	Wallace.
Patterson.	Wells.
Perdue.	Westbrook.
Pinkston.	Williamson.
Potter.	Young.

Present—Not Voting.

Abney.	Smith.
Jennings.	Wessels.

Absent.

Baker of Milam.	McDaniel.
Baker of Orange.	McDonald.
Blount.	McFarlane.
Bobbitt.	McKean.
Coffee.	Montgomery.
Collins.	Morgan
Culp.	of Liberty.
Gipson.	Morgan
Henderson	of Robertson.
of McLennan.	Pool.
Houston.	Pope.
Hull.	Robinson.
Irwin.	Rowland.
Jacks.	Russell of Trinity.
Johnson.	Stewart
Jones.	of Galveston.
Laird.	Strickland.
Lewis.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmans.
Lusk.	Wilson.

The Speaker then laid Senate bill No. 10 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—94.

Mr. Speaker.	Irwin.
Amsler.	Kemble.
Arnold.	Lane.
Avis.	LeMaster.
Baldwin.	LeStourgeon.
Barker.	Loftin.
Barrett.	Looney.
Beasley.	McBride.
Bell.	McNatt.
Burmeister.	Martin.
Cable.	Mathes.
Carpenter	Maxwell.
of Dallas.	Merritt.
Carpenter	Miller.
of Matagorda.	Pate.
Carson.	Patman.
Carter of Coke.	Patterson.
Carter of Hays.	Perdue.
Chitwood.	Potter.
Covey.	Price.
Cowen.	Quaid.
Crawford.	Quinn.
Culp.	Rice.
Davis.	Rogers.
DeBerry.	Russell
Dielmann.	of Callahan.
Dinkle.	Sanford.
Dodd.	Satterwhite.
Downs.	Shearer.
Driggers.	Shires.
Duffey.	Simpson.
Dunlap.	Sparkman.
Dunn.	Stell.
Durham.	Stevens.
Edwards.	Stewart of Edwards.
Faubion.	Stewart
Fields.	of Galveston.
Finlay.	Stewart of Jasper.
Frnka.	Stewart of Reeves.
Fugler.	Stiernberg.
Green.	Storey.
Greer.	Stroder.
Hardin of Erath.	Teer.
Hardin	Thrasher.
of Kaufman.	Turner.
Harris.	Vaughan.
Henderson	Wallace.
of Marion.	Wells.
Hendricks.	Westbrook.
Howeth.	Williamson.
Hughes.	Young.

Nays—2.

Thompson.	Wessels.
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Present—Not Voting.

Abney.	Lackey.
Bird.	Smith.
Jennings.	

Absent.

Baker of Milam.	McDonald.
Baker of Orange.	McFarlane.
Blount.	McKean.
Bobbitt.	Melson.
Bonham.	Montgomery.
Coffee.	Moore.
Collins.	Morgan
Davenport.	of Liberty.
Gipson.	Morgan
Henderson	of Robertson.
McLennan.	Pinkston.
Houston.	Pool.
Hull.	Pope.
Jacks.	Purl.
Johnson.	Robinson.
Jones.	Rowland.
Laird.	Russell of Trinity.
Lewis.	Strickland.
McDaniel.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Bryant.	Sackett.
Harrington.	Sweet.
Lamb.	Wilmans.
Lusk.	Wilson.

HOUSE BILL NO. 6 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 6, A bill to be entitled "An Act to amend Chapter 2, Title 126, of the Revised Civil Statutes of the State of Texas, 1911, relative to the levy of occupation taxes based on gross receipts, by adding thereto a new article to be numbered Article 7384r, said article extending the provisions of said chapter so as to include individuals, companies, associations and corporations engaged in and pursuing the business of brokers, factors, commission merchants or manufacturers' agents; levying a tax of one-half of one per cent on the gross annual commissions and brokerage or sales and purchases of said individuals, companies, associations or corporations, and declaring an emergency."

The bill having heretofore been read second time.

On motion of Mr. Patman, the bill was laid on the table subject to call.

HOUSE BILL NO. 7 ON ENGROSSMENT.

The Speaker laid before the House, as postponed business, on its passage to engrossment,

H. B. No. 7, A bill to be entitled "An Act to amend Chapter 2, Title 126, of the Revised Statutes of the State of Texas, 1911, relative to the levy of occupation taxes based on gross receipts, by adding thereto a new article to be numbered Article 7384t, said article extending the provisions of said chapter so as to include individuals, companies, associations or corporations owning, operating or controlling an establishment in this State for the manufacture or distribution, at wholesale, of casings, tires, tubes, parts, accessories and supplies for motor vehicles; levying a tax of one-fourth of one per cent on the gross receipts of said individuals, companies, associations or corporations, and declaring an emergency."

The bill was read second time.

On motion of Mr. Patman, the bill was laid on the table subject to call.

SPECIAL ORDER SET.

On motion of Mr. Quaid, by unanimous consent, House bill No. 86 was set as a special order for 10:30 o'clock a. m. tomorrow.

HOUSE BILL NO. 42 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 42, A bill to be entitled "An Act to establish and maintain a State School of Correspondence at Austin, Texas; to provide for all courses of study by correspondence that supply the needs of Texas people; to provide for the appointment of an executive board for same and prescribe their duties; to provide for the appointment of members of the faculty, prescribe their duties and provide for the salaries of members of said faculty, and declaring an emergency."

The bill was read second time and failed to pass to engrossment.

Mr. Baldwin moved to reconsider the vote by which the bill failed to pass to engrossment and asked to have the motion to reconsider spread on the Journal.

HOUSE BILL NO. 73 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 73, A bill to be entitled

"An Act making an appropriation to the Comptroller of Public Accounts for employes to collect inheritance and other taxes and for traveling expenses, and declaring an emergency."

The bill was read second time.

On motion of Mr. Bell further consideration of the bill was postponed indefinitely.

HOUSE BILL NO. 42 ON ENGROSSMENT.

Mr. Culp called up the motion to reconsider the vote by which House bill No. 42 failed to pass to engrossment.

Mr. Young moved to table the motion to reconsider.

The motion to table was lost.

Question recurring on the motion to reconsider, it prevailed.

Mr. Pope moved that further consideration of the bill be postponed until 3 o'clock p. m. tomorrow.

The motion was lost.

Mr. Pope offered the following amendment to the bill:

"That if any subject be not taught, or the place be not filled by the appointment of a professor or instructor or other person for whom a salary is herein fixed, then such salary shall lapse and be returned to or left in the State Treasury; and provided further, that no professor, instructor or other person for whom any salary is herein fixed shall be allowed to draw any additional salary or compensation from any other salary or amount herein fixed, or from any State fund or funds under the control of the governing board of any institution mentioned in this bill; and provided further, that if any amount herein fixed for any particular purpose be not used for such purpose, in whole or in part, the unused portion of such fixed amount shall be returned to or left in the State Treasury.

"That each and every employe of each and every institution or department herein named shall be paid by vouchers issued in his or her name; said voucher shall state the amount of salary or sum due, and for what services performed or goods delivered or articles sold, with the date and time of said service, or purpose for which due, and no money or moneys shall be paid by the State Treasurer except upon presentation of said voucher or vouchers endorsed by the payee; provided further, that all of said vouchers upon which any money or moneys have

been paid shall be filed with the Comptroller for the inspection of the Governor and the Legislature or by their authority, or by any citizen of this State, and provided further, that correct accounts shall be kept for all sums paid, or obligations outstanding against each item of appropriation herein, and weekly statements of the net balances to the credit of each account, after all payments made and obligations outstanding have been deducted, shall be forwarded to the State Comptroller.

"The respective salary appropriations herein made are expressly made upon a basis that the one receiving such salary or part thereof shall render service of not less than five actual teaching hours per day for an average of five days in a week for the current term of said institution, and any salary or payment herein fixed shall be correspondingly proportionately reduced where a less number of hours per week is rendered."

Mr. LeSturgeon offered the following substitute for the amendment:

Amend House bill No. 42 by making the salary appropriations therein provided retroactive for ten years.

The substitute was lost.

Question recurring on the amendment, it was adopted.

Mr. Teer offered the following amendment to the bill:

Amend House bill No. 42 by adding at end of the bill the following: "The name of said school shall be 'Cook and Pope Correspondence School.'"

The amendment was adopted.

Mr. Carpenter of Dallas offered the following amendment to the bill:

Adding as subsection 5a that there be appointed a professor of anthropology to combat the teaching of the theory of evolution, and Hon. Representative Stroder of Navarro county be appointed as professor emeritus at a salary of five thousand dollars per annum.

The amendment was adopted.

Mr. Abney offered the following amendment to the bill:

Amend House bill No. 42 by adding thereto the following:

"Provided, all officers of this school shall be elected by Greer's compound ballot and all funds shall be disbursed in accordance with the provisions of what is known as the Pope amendment."

Signed—Abney, Storey.

On motion of Mr. Satterwhite, further consideration of the bill was postponed until 2:30 o'clock p. m. next Tuesday.

HOUSE BILL NO. 76 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 76. A bill to be entitled "An Act making appropriations to pay the salaries of officers and employes of certain eleemosynary institutions of the State and other expenses of maintaining and conducting them for the two fiscal years beginning September 1, 1923, and ending August 31, 1925, as follows, to-wit: Confederate Woman's Home, State Confederate Home, State Lunatic Asylum, State Pasteur Institute, Southwestern Insane Asylum, North Texas Hospital for the Insane, State Epileptic Colony, State Orphan Home, State Institution for Training of Juveniles, Girls' Training School, State Colony for Feeble-Minded, State Tuberculosis Sanatorium, Hospital for Crippled Children, Deaf, Dumb and Blind Institute for Colored Youths, Northwest Texas Insane Asylum, State Home for Dependent and Neglected Children."

The bill was read second time.

On motion of Mr. Quaid, the bill was laid on the table subject to call.

ADJOURNMENT.

Mr. Satterwhite moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Quinn moved that the House adjourn until 9 o'clock a. m. tomorrow.

The motion of Mr. Satterwhite prevailed, and the House, accordingly, at 4:50 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

RESIGNATION OF STENOGRAPHER.

The following resignation was ordered printed in the Journal:

Austin, Texas, June 1, 1923.

HON. R. E. Seagler, Speaker of the House of Representatives.

Dear Mr. Seagler: I hereby hand in my resignation as a stenographer in

the Thirty-eighth Legislature, as I have accepted a position in the Comptroller's Department, to take effect June 1, 1923.

Respectfully,

MRS. NORAH CLAGETT.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, June 5, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 77, A bill to be entitled "An Act making appropriations to pay salaries of judges and the support of the Judicial Department of the State government for the two years beginning September 1, 1923, and ending August 31, 1925,"

And find the same correctly engrossed.
SANFORD, Acting Chairman.

Committee Room,

Austin, Texas, June 6, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 74. A bill to be entitled "An Act to appropriate six million dollars (\$6,000,000) out of the general funds of the State to aid all the public schools for the scholastic years beginning September 1, 1923, and September 1, 1924, and ending August 31, 1924, and August 31, 1925, respectively, the same to be distributed as the available school funds are now distributed, and declaring an emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

FIFTEENTH DAY.

(Thursday, June 7, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.
Amsler.
Arnold.
Avis.

Baker of Milam.
Barker.
Barrett.
Beasley.